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Crl.O.P.No.11225 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 07.02.2024

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THE HONOURABLE MRS.JUSTICE T.V.THAMILSELVI

Crl.O.P.No.11225 of 2022

and

Crl.M.P.No.6450 of 2022

Hemavathi

... Petitioner

Vs.

1. The Inspector of Police,
Central Crime Branch,
Team 18, Vepery,
Chennai-107.
Crime No.215 of 2008

2. Jeyaraj

... Respondents

Prayer: Criminal Original Petition filed under Section 482 of Cr.P.C.,
praying to call for the records relating to C.C.No.5 of 2022 on the file of the
LG-1, Metropolitan Magistrate, Allikulam, Chennai and quash the same.

For Petitioner	: Mr.C.Kanagaraju
For R1	: Mr.S.Vinoth Kumar
	Government Advocate (Crl.Side)
For R2	: Mr.D.Nellaippan



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ORDER

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The petitioner has filed this petition to quash the C.C.No.5 of 2022 on the file of the LG-1, Metropolitan Magistrate, Allikulam, Chennai, having been taken cognizance for the offences punishable under Sections 420, 465, 468 r/w 471 and 120 (B) of IPC.

2. The learned Government Advocate (Crl.Side) appearing for the 1st respondent submitted that out of 10 witnesses 9 witnesses were examined and the trial is yet to be completed. Hence, he raised objection to quash the proceedings.

3. Considering the submission made by the learned Government Advocate (Crl.Side), this Court is not inclined to quash the proceedings in C.C.No.5 of 2022, pending on the file of the LG-1, Metropolitan Magistrate, Allikulam, Chennai. Liberty is granted to the petitioner to raise all the defence before the trial Court and to work out the remedy in the manner known to law.



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4. Accordingly, this Criminal Original Petition is dismissed.

Consequently, connected miscellaneous petition is closed.

07.02.2024

Index: Yes/ No

Neutral Citation: Yes/No

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To

1.The Inspector of Police,
Central Crime Branch,
Team 18, Vepery,
Chennai-107.
Crime No.215 of 2008

2.The Public Prosecutor,
High Court of Madras.



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T.V.THAMILSELVI, J.

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